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FACSIMILE COVER SHEET

DATE: JANUARY 8, 2007

NUMBER OF PAGES (INCLUDING

THIS TRANSMITTAL COVER SHEET): 17

OUR REFERENCE: 224297

FROM: XAVIER PILLAI, Ph.D.

DIRECT LINE: (312) 616-5600

REGISTRATION No. 39,799

To:

MAIL STOP Amendment

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS ALEXANDRIA, VA 22313

FACSIMILE NUMBER: (571) 273-8300

IN RE APPLN. OF:

GARLICH, ET AL.

APPLICATION NO.

10/817,622

FILED:

APRIL 2, 2004

GROUP ART UNIT:

EXAMINER:

JONES, DAMERON LEVEST

DOCKET NO .:

224297

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

- REPLY TO OFFICE ACTION TRANSMITTAL IN DUPLICATE (2 PAGES)
- REPLY TO OFFICE ACTION (14 PAGES)

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NO. 4444 P. 2

FORM PTO-1083

JAN 08 2007

PATENT Attorney Docket No. 224297 Date: January 8, 2007

In re Application of: Garlich, et al. Application No. 10/817,622 Filed: April 2, 2004

For:

Targeted Bone Marrow Protection Agents

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Other:

116	ansimiled herewith is a reply to onice action in the sobject application.
	Small entity status is claimed for this application under 37 CFR 1.27.
X	Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

☑ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

•					SMALL	ΕΝΠΤΥ	OTHER THA	N A SMALL ITY
TIME EXTENSION PETITION FEE			none		\$ 0.00		\$ 0.00	
subtract time extension fee previously paid			ngne		(\$ 0.00)		(\$ 0.00)	
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CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE .	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	25	MINUS	74	= 0	x 25 =	\$	x 50 =	\$
INDEPENDENT 3 MINUS		MINUS	6	= 0	x 100 =	\$	x 200 =	\$
☐ FIRST PRESENTATION OF MULTIPLE CLAIM					+ 180 =	\$	+ 360 =	\$
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TOTAL AMOUNT	TO BE CHARGE	D TO DEP	OSIT ACCOUNT		TOTAL	\$0.00	TOTAL	\$

- ☑ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
 - Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
 - Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAXER, LTD.

Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 180 North Stetson Avenue Chicago, Illinois 60601-6731 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)

Xavier Rillai, Ph.D., Reg. No. 39,799

312 616 5700

RECEIVED CENTRAL FAX CENTER

NO. 4444 P. 3

FORM PTO-1083

JAN 0 8 2007

PATENT Attorney Docket No. 224297 Date: January 8, 2007

In re Application of: Garlich, et al. Application No. 10/817,622 Filed: April 2, 2004

For:

Targeted Bone Marrow Protection Agents

Transmitted herewith is a reply to office action in the subject application.

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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	Other:
X	Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					<u>. </u>	SMALL	ENTITY	OTHER THA	
TIME EXTENSION PETITION FEE subtract time extension fee previously paid			none		\$ 0.00 · (\$ 0.00)		\$ 0.00 (\$ 0.00)		
CLAIM FEE		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL		25	MINUS	74	= 0	x 25 =	\$	x 50 =	\$
INDEPEND	ENT	3	MINUS	6	= 0	x 100 =	\$	x 200 =	\$
☐ FIRST PRESENTATION OF MULTIPLE CLAIM					+ 180 =	, \$	+ 360 =	\$	
TOTAL AN	JOUNT	TO BE CHARGE	D TO DEP	OSIT ACCOUNT		TOTAL	\$0.00	TOTAL	\$

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Respectfully submitted,

LEYDIG, VOIT & MAXER, LTD.

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Xavier Rillai, Ph.D., Reg. No. 39,799

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NO. 4444 P. 4

JAN 08 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/817,622

Applicant: Garlich et al.

Filed: April 2, 2004

TC/AU: 1618

Examiner: JONES, Dameron Levest

Docket No.: 224297

Customer No.: 23460

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

REPLY TO OFFICE ACTION

Sir:

In reply to the Office Action dated October 6, 2006, please enter the following amendments and consider the following remarks.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10								
I hereby certify that this document and all accompanying documents are, on the date indicated below, being deposited with the U.S. Postal Service using "Express Mail" service in an envelope addressed in the same manner indicated on this document with Express Mail Label Number deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or factional transmitted to the U.S. Patent and Trademark Office at fax number. (571) 273-8300.								
Nume (Print/Type) Xavier Pillai, Ph.D.								
Signature	Jai Villai	Date	January 8, 2007					